

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Irrigation & CAD Department – Allegations of irregularities in execution of substandard work in H.N.S.S. Package No.34 in Anantapur Dist. - Disciplinary action initiated against Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa - Departmental proceedings under Rule 20 of the A.P. Civil Services (CC & A) Rules, 1991 - Articles of charge - Issued.

IRRIGATION & CAD (Vig.II.(V&E)A.1) DEPARTMENT

G.O.RT.No. 464

**Dated: 14.08.2014.
Read**

O R D E R:

It is proposed to hold an enquiry against Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa in accordance with the procedure laid down under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 for the alleged charges specified herein.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of imputations of misconduct and misbehavior in support of articles of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure. III & IV).

3. Sri P. Sarath Kumar, the then AEE now Dy. EE, is directed to submit his written statement of defence within (10) days from the date of receipt of this order and also state whether he desires to be heard in person.

4. Sri P. Sarath Kumar, the then AEE now Dy. EE, is informed that an enquiry will be held only in respect of those articles of charge which is not specifically admitted herein. He should, therefore, specifically admit or deny each articles of charge. He is further informed that adequate opportunity for perusal of records will be made available during the course of inquiry.

5. Sri P. Sarath Kumar, the then AEE now Dy. EE, is further informed that if he does not submit his Written Statement of Defence on or before the stipulated time, or does not appear in person before the disciplinary authority or otherwise fails or refuses to comply with the provisions of Rule 20 of the APPCS (CC&A) Rules 1991, or the orders/directions issued in pursuance of said rules, the inquiring authority may hold enquiry against him ex-prate.

6. Attention of Sri P. Sarath Kumar, the then AEE D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Govt. servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Govt. If any representation is received on his behalf from another

person in respect of any matter dealt with these proceedings it will be presumed that Sri P. Sarath Kumar, Dy. EE, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ADITYA NATH DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa (through) Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

Copy to:

The Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

//FORWARDED : BY ORDER//

SECTION OFFICER

ANNEXURE-I

Statement of Articles of charge framed against Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa

Sri P.Sarath Kumar, the then AEE now Deputy Executive Engineer has committed dereliction of duties amounting to misconduct in violation of Rule (3) of APCS (conduct) Rules 1964, as mentioned in the following article of charge.

Charge: That the said Sri P.Sarath Kumar, while functioning as Asst. Executive Engineer, D.C division, Anantapur being responsible for allowing substandard quality of work and recommending payment of Rs. 4,95,295/- in the execution of work "Formation of Pendekallu Balancing Reservoir to a capacity of 0.65 TMC (balance works) with supply channel, Irrigation canal distributory system, all CM&CD works & approach roads to create an I.P. of 18,500 acres including investigation, design, estimation, supply and erection of radial grades under package No.32 of P.A.B.R. Stage-II (Phase-II)" ,as the cores tested in Drop wall of UT@ Km 22.640 failed to satisfy relevant standards for M15. Thus he has committed dereliction of duties amounting to misconduct resulting in misappropriation of Govt. funds.

**ADITYA NATH DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

SECTION OFFICER

ANNEXURE-II

Statement of imputations of Misconduct / Misbehavior in support of Articles of charge framed against Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa

The V&E department officials enquired in to the 2 adverse news items published in Saakshi Daily District Edition dt. 18-08-2010 captioned “Handree-Neeva Panullo Nanyatentha” & “Avnee (thi)ti katta” alleging that the works executed under H.N.S.S Package No.34 and Pendekallu Balancing reservoir (Package No.32) by I&CAD Dept in Anantapur district and submitted its report.

The V&E officials obtained the records and inspected the works on 23-11-2010, 19-04-2011 to 23-04-2011, 27-04-2011 & 28-04-2011. During the verification of the work “Formation of Pendekallu Balancing Reservoir to a capacity of 0.65 TMC (balance works) with supply channel, Irrigation canal distributory system, all CM&CD works & approach roads to create an I.P. of 18,500 acres including investigation, design, estimation, supply and erection of radial grades under package No.32 of P.A.B.R. Stage-II (Phase-II)”, the V&E officers tested the cores extracted from pier of S.P. @ Km 6.850 and drop wall & D/s approach of U.T @ Km 22.640. The values of compressive strength in respect of the above structures failed to satisfy relevant standards for M15 grade concrete. However, the strength in respect of pier of the S.P. @Km 6.850 are satisfying M10 grade concrete. The V&E in their report suggested that Since the pier is a mass concrete work, the same can be allowed after checking the design adequacy for M10 grade concrete. If the design adequacy is met with, the same may be allowed by imposing heavy recoveries towards the difference in the cost of the cement. If the design adequacy is not met with, the structure may be strengthened with suitable grouting or other techniques to achieve the specified strength for M 15 grade.

The cores extracted from drop wall of U.T. @ Km 22.640 are not satisfying even for the specified strength of M10 grade. As such the V&E proposed for rejection of this work for Rs. 4,95,295/- .

Thus the said officer has failed to perform his duties in time which amounts to dereliction of duties leading to misconduct in violation of Rule (3) of APCS (Conduct) Rules, 1964 resulting in misappropriation of Govt. funds.

**ADITYA NATH DAS
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ANNEXURE –III

List of documents by which the Articles of charge framed against Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa are proposed to be sustained.

List of Documents

1. G.A(V&E) Dept Vigilance Report No. 63 (866/V&E/E1/2010) dt. 05-06-2013

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ANNEXURE –IV

List of witnesses by whom the Articles of charge framed against Sri P. Sarath Kumar, the then AEE, D.C. Division, Anantapur presently working as Dy.EE at Kurnool Sub Division under R.O. WQL - 2, Division, Kadapa are proposed to be sustained.

List of Witnesses:

1. V&E officials who inspected the work.

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